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Attorneys for Defendants  
UNIVERSAL CITY STUDIOS LLC and  
NBCUNIVERSAL MEDIA, LLC

IN THE UNITED STATES DISTRICT COURT  
THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

STEVE WILSON BRIGGS,

Plaintiff,

v.

UNIVERSAL PICTURES; SONY PICTURES,  
NBCUNIVERSAL, KEVIN SPACEY, ARIEL  
(ARII) EMANUEL, MATT DAMON, BEN  
AFFLECK, NEILL BLOMKAMP, MORDECAI  
WICZYK, ASIF SATCHU, BILL BLOCK,  
DANA BRUNETTI, MRC (MEDIA RIGHTS  
CAPITAL), MRC II LP, MRC DISTRIBUTION  
COMPANY LP, MRC II HOLDINGS, LP,  
ASGARI INC., OAKTREE  
ENTERTAINMENT, INC., MRC I HEDGE  
CO., LLC, MRC SUB GP LLC, MRC II  
CAPITAL COMPANY, L.P., MRC I PROJECT  
COMPANY, LLC

Defendants.

Case No. 17-cv-06552-VC

**JOINDER BY UNIVERSAL CITY  
STUDIOS LLC AND NBCUNIVERSAL  
MEDIA, LLC TO DEFENDANTS'  
MOTION TO DISMISS PURSUANT TO  
FED. R. CIV. P. 12(b)(1), OR, IN THE  
ALTERNATIVE, FED. R. CIV. P. 8(a),  
41(b), AND/OR 12(b)(6)**

Date: February 8, 2018  
Time: 10:00 a.m.  
Crtrm.: 4

[Hon. Vince Chhabria]

DAVIS WRIGHT TREMAINE LLP

Defendants Universal City Studios LLC (erroneously sued as “Universal Pictures”) and NBCUniversal Media, LLC (erroneously sued as “NBC Universal”) (collectively, “NBCU”), through their undersigned counsel, hereby join in the Motion To Dismiss Pursuant To Fed. R. Civ. P. 12(B)(1), or, In The Alternative, Fed. R. Civ. P. 8(A), 41(B), and/or 12(B)(6) (ECF No. 15) (“Motion to Dismiss”) filed by Defendants MRC II Distribution Company LP; MRC II Holdings, L.P.; Oaktree Entertainment, Inc.; MRC I Hedge Co, LLC; MRC II Capital Company, L.P.; MRC I Project Company, LLC; Mordecai Wiczky; Asif Satchu; Sony Pictures Entertainment Inc.; and Ariel Emanuel (collectively, the “Co-Defendants”).

This Joinder is made on the grounds that the arguments, reasoning, and request for dismissal set forth in the Co-Defendants’ Motion to Dismiss are equally applicable to NBCU. Accordingly, NBCU hereby incorporates by reference the assertions and arguments set forth in Sections I-V of Co-Defendants’ Motion to Dismiss under Federal Rule of Civil Procedure 10(c) as though the arguments and reasoning are fully set forth herein. This Joinder is being filed within 21 days of the date NBCU was served with the Complaint on December 7, 2017.

In particular, NBCU moves to dismiss Plaintiff’s Complaint on the following grounds:

- the Complaint should be dismissed pursuant to Federal Rule of Civil Procedure 12(b)(1) for lack of subject-matter jurisdiction as 1) Plaintiff has failed to allege complete diversity among the parties; and 2) federal-question jurisdiction is not conferred by Plaintiff’s citation to state-law claims and federal *criminal* statutes (which do not provide for private rights of action);
- the Complaint should be dismissed pursuant to Federal Rule of Civil Procedure 41(b) as the unintelligible Complaint violates Rule 8(a)’s requirement of a “short and plain statement of the claim”; and

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- the Complaint should be dismissed pursuant to Federal Rule of Civil Procedure 12(b)(6) for failure to state a claim, as the unintelligible Complaint fails to set forth a “plausible” claim as required by *Ashcroft v. Iqbal*, 556 U.S. 662 (2009), and each of Plaintiff’s claims for relief is legally defective.

DATED: December 28, 2017

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

By: /s/Rochelle L. Wilcox  
Rochelle L. Wilcox

Attorneys for Defendants UNIVERSAL CITY  
STUDIOS LLC and NBCUNIVERSAL  
MEDIA, LLC

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